

**APPEAL, CONVERTED, NODSC, NOCLOS, CREDADD, DeBN-Yes**

**U.S. Bankruptcy Court  
Western District of Texas (Austin)  
Bankruptcy Petition #: 16-10740-tmd**

*Assigned to:* Bankruptcy Judge Tony M. Davis  
Chapter 7  
Previous chapter 11  
Original chapter 11  
Voluntary  
Asset

*Date filed:* 06/27/2016  
*Date converted:* 03/31/2019  
*341 meeting:* 10/17/2019  
*Deadline for filing claims:* 07/01/2019  
*Deadline for objecting to discharge:* 12/16/2019

***Debtor***

**John J. Gorman, IV**  
8807 Gallant Fox  
Austin, TX 78737  
TRAVIS-TX  
512-270-0000  
SSN / ITIN: xxx-xx-8185

represented by **John J. Gorman, IV**  
PRO SE

**Michelle V. Larson**  
Carrington, Coleman, Sloman &  
Blumenthal  
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Dallas, TX 75202  
214-855-3130  
Fax : 214-855-1333  
Email: [mlarson@ccsb.com](mailto:mlarson@ccsb.com)  
*TERMINATED:* 02/11/2020

**Kell C. Mercer**  
(See above for address)  
*TERMINATED:* 09/29/2017

***Trustee***

**Richard S Schmidt, Chapter 11 Trustee**  
615 Leopard Street  
Suite 635  
Corpus Christi, TX 78401  
(361) 360-0682  
*TERMINATED:* 04/01/2019

represented by **Raymond W. Battaglia**  
Law Offices of Ray Battaglia, PLLC  
66 Granburg Circle  
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**Jeffrey K Riffer**  
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Los Angeles, CA 90067  
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Email: [jriffer@elkinskalt.com](mailto:jriffer@elkinskalt.com)

***Trustee***

**John Patrick Lowe**  
2402 East Main Street  
Uvalde, TX 78801  
830-407-5115

represented by **Amber L Fly**  
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*TERMINATED:* 07/31/2020

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Filing Date	#		Docket Text
09/16/2020		<u>670</u>	Notice of Appeal Filed by Debtor John J. Gorman IV ( Filing Fee:\$ 298.00 ) (Wallace, Adam) (related document(s): <u>666</u> Order Regarding (related document(s): <u>616</u> Motion to Approve Compromise under Rule 9019 (21 Day Objection Language) filed by Nathaniel Peter Holzer for Trustee John Patrick Lowe, Interested Party Gregory S. Milligan (Attachments: # 1 Exhibit 1 # 2 Proposed Order)) (Order entered on 9/14/2020), <u>667</u> Stipulation and Agreed Order Regarding (related document(s): <u>638</u> Expedited Motion (Unopposed) for Entry of Joint Stipulation to Modify the Automatic Stay to Permit FINRA Panel in Arbitration Case #14-00936, To Consider and Rule Upon a Motion to Dismiss filed by Nathaniel Peter Holzer for Interested Party Gregory S. Milligan (Attachments: # 1 Proposed Order)) (Order entered on 9/14/2020))

Official Form 417A (12/18)

[Caption as in Form 416A, 416B, or 416D, as appropriate]

## NOTICE OF APPEAL AND STATEMENT OF ELECTION

### Part 1: Identify the appellant(s)

1. Name(s) of appellant(s): John J Gorman IV 16-10740-TMD
2. Position of appellant(s) in the adversary proceeding or bankruptcy case that is the subject of this appeal:  

For appeals in an adversary proceeding.	For appeals in a bankruptcy case and not in an adversary proceeding.
<input type="checkbox"/> Plaintiff	<input checked="" type="checkbox"/> Debtor
<input type="checkbox"/> defendant	<input type="checkbox"/> creditor
<input type="checkbox"/> Other (describe) _____	<input type="checkbox"/> Trustee
	other (describe) <u>FINRA CRD # 1070636 FINRA 14-009236</u>
	<u>Arbitration</u>

### Part 2: Identify the subject of this appeal

1. Describe the judgment, order, or decree appealed from: Doc 666 & Doc 667
2. State the date on which the judgment, order, or decree was entered: September 11, 2020

### Part 3: Identify the other parties to the appeal

List the names of all parties to the judgment, order, or decree appealed from and the names, addresses, and telephone numbers of their attorneys (attach additional pages if necessary):

Party: **1. ATTORNEYS FOR JOHN PATRICK LOWE, CHAPTER 7 TRUSTEE FOR THE ESTATE OF JOHN J. GORMAN, IV**

Randall A. Pulman Texas State Bar No. 16393 [rpulman@pulmanlaw.com](mailto:rpulman@pulmanlaw.com)

Party: **2. Gregory Milligan Westech Chapter 7 Trustee**

Nathaniel Peter Holzer  
Jordan Holzer & Ortiz, P.C.  
500 North Shoreline Blvd, Suite 900  
Corpus Christi, TX 78401

Email: [pholzer@jhwclaw.com](mailto:pholzer@jhwclaw.com) Official Form 417A Notice of

**Part 4: Optional election to have appeal heard by District Court (applicable only in certain districts)**

If a Bankruptcy Appellate Panel is available in this judicial district, the Bankruptcy Appellate Panel will hear this appeal unless, pursuant to 28 U.S.C. § 158(c)(1), a party elects to have the appeal heard by the United States District Court. If an appellant filing this notice wishes to have the appeal heard by the United States District Court, check below. Do not check the box if the appellant wishes the Bankruptcy Appellate Panel to hear the appeal.

Appellant(s) elect to have the appeal heard by the United States District Court rather than by the Bankruptcy Appellate Panel.

**Part 5: Sign below**

Signature of attorney for appellant(s) (or appellant(s) if not represented by an attorney)

JOHN J GORMAN IV PRO SE

9409 La Puente Drive

Austin TX 78749 512 270 0000 johnjgormaniv@gmail.com

Date: September 16, 2020

Fee waiver notice: If appellant is a child support creditor or its representative and appellant has filed the form specified in § 304(g) of the Bankruptcy Reform Act of 1994, no fee is required.

[Note to inmate filers: If you are an inmate filer in an institution and you seek the timing benefit of Fed. R. Bankr. P. 8002(c)(1), complete Director's Form 4170 (Declaration of Inmate Filing) and file that declaration along with the Notice of Appeal.]